

UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION

UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

Sep 04, 2009

FILED  
CLERK'S OFFICE

IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION

MDL No. 1968

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-19)

On August 13, 2008, the Panel transferred eight civil actions to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 571 F.Supp.2d 1376 (J.P.M.L. 2008). Since that time, 177 additional actions have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R. Goodwin.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Southern District of West Virginia for the reasons stated in the order of August 13, 2008, and, with the consent of that court, assigned to the Honorable Joseph R. Goodwin.

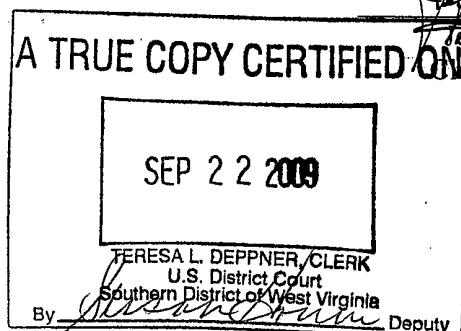
This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is pending at this time, the stay is lifted.

Sep 22, 2009

CLERK'S OFFICE  
UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

FOR THE PANEL:



*Jeffery M. Lüthi*  
Jeffery M. Lüthi  
Clerk of the Panel

IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION

MDL No. 1968

**SCHEDULE CTO-19 - TAG-ALONG ACTIONS**

**DIST. DIV. C.A. #**

**CASE CAPTION**

CALIFORNIA EASTERN

CAE 2 09-2181

Donald Thompson, et al. v. Actavis Totowa, LLC, et al.

ILLINOIS NORTHERN

ILN 1 09-5015

Mark Sladek, etc. v. Mylan Pharmaceuticals, Inc., et al.

MISSISSIPPI NORTHERN

MSN 1 09-205

Judith Ann Ramey, etc. v. Mylan Pharmaceuticals, Inc., et al.

PENNSYLVANIA EASTERN

PAE 2 09-3652

Buford Lenard v. Mylan Pharmaceuticals, Inc., et al.

TENNESSEE MIDDLE

TNM 1 09-44

Lennie Knowles, etc. v. Mylan Pharmaceuticals, Inc., et al.

**IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION**

MDL No. 1968

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**IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION**

MDL No. 1968

**INVOLVED JUDGES LIST (CTO-19)**

Hon. Sharion Aycock  
U.S. District Judge  
United States District Court  
P.O. Box 847  
Aberdeen, MS 39730-0847

Hon. Garland E. Burrell, Jr.  
U.S. District Judge  
501 I Street  
Suite 13-200  
Sacramento, CA 95814

Hon. Robert M. Dow, Jr.  
U.S. District Judge  
1978 Everett McKinley Dirksen United States Courthouse  
219 South Dearborn Street  
Chicago, IL 60604

Hon. John P. Fullam  
Senior U.S. District Judge  
15614 James A. Byrne U.S. Courthouse  
601 Market Street  
Philadelphia, PA 19106-1780

Hon. William J. Haynes, Jr.  
U.S. District Judge  
A845 Estes Kefauver United States Courthouse Annex  
110 Ninth Avenue South  
Nashville, TN 37203

**IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION**

MDL No. 1968

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**UNITED STATES JUDICIAL PANEL  
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MULTIDISTRICT LITIGATION**

**CHAIRMAN:**  
John G. Heyburn II  
United States District Court  
Western District of Kentucky

**MEMBERS:**  
Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

Kathryn H. Vratil  
United States District Court  
District of Kansas

David R. Hansen  
United States Court of Appeals  
Eighth Circuit

W. Royal Furgeson, Jr.  
United States District Court  
Northern District of Texas

Frank C. Damrell, Jr.  
United States District Court  
Eastern District of California

**DIRECT REPLY TO:**

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September 22, 2009

Teresa Deppner, Clerk  
Post Office Box 2546  
Charleston, WV 25329-2546

Re: MDL No. 1968 -- IN RE: Digitek Products Liability Litigation

(See Attached CTO-19)

Dear Ms. Deppner:

Attached as a PDF document is a certified copy of a conditional transfer order filed by the Panel in the above-captioned matter on September 4, 2009. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

A list of involved counsel, judges and clerks are attached.

Very truly,

Jeffery N. Lüthi  
Clerk of the Panel

By Denise Morgan-Stone  
Denise Morgan-Stone  
Deputy Clerk

Attachments (Conditional Transfer Order is a Separate Document)

cc: Transferee Judge: Judge Joseph R. Goodwin

**IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION**

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